IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

FIRST APPEAL No. 1787 of 2003

For Approval and Signature:

HONOURABLE MR.JUSTICE JAYANT PATEL

==========

1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

==========

RAJUBHAI BABUBHAI DANTANI - Appellant(s)
Versus
DIPAKBHAI MANSINGBHAI RATHOD & 1 - Defendant(s)

==========

Appearance :
MR MA KHARADI for Appellant(s) : 1,
RULE SERVED for Defendant(s) : 1,
MR PV NANAVATI for Defendant(s) : 2,
MR VIBHUTI NANAVATI for Defendant(s) : 2,

==========

CORAM : HONOURABLE MR.JUSTICE JAYANT PATEL

Date : 09/04/2007

ORAL JUDGMENT

1. Mr.Kharadi, learned Counsel for the appellant states that since the main claim petition has

come up for evidence and is likely to be decided within short time, he does not press the present appeal and he seeks permission to withdraw the present appeal.

2. No other adverse circumstances are brought to the notice of the Court. Hence, the appellant is permitted to withdraw the present appeal without prejudice to the rights and contentions in the main claim petition. Disposed of as withdrawn.

9.4.2007 **(Jayant Patel, J.)**

vinod